

ORIGINAL

## UNITED STATES DISTRICT COURT

District of DELAWARE

**BAYER HEALTHCARE AG, ALCON, INC.,  
AND ALCON MANUFACTURING, LTD.,**

**Plaintiff****SUMMONS IN A CIVIL CASE**

v.

CASE NUMBER: 06 - 234

**TEVA PHARMACEUTICALS, USA.,**

**Defendants.**

TO:

Teva Pharmaceuticals USA  
c/o The Corporation Trust Company  
Corporation Trust Center  
1209 Orange Street  
Wilmington, DE 19801

**YOU ARE HEREBY SUMMONED** and required to serve upon PLAINTIFF'S ATTORNEY

Jeffrey B. Bove, Esquire  
Connolly Bove Lodge & Hutz LLP  
The Nemours Building  
1007 North Orange Street  
Post Office Box 2207  
Wilmington, Delaware 19899-2207

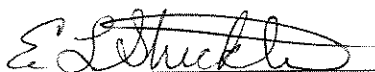
an answer to the complaint which is served on you with this summons, within 20 (twenty) days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

Peter T. Dalleo

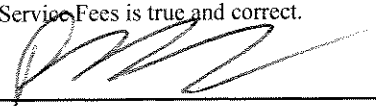
CLERK

DATE

4/5/06



(By) DEPUTY CLERK

RETURN OF SERVICE		
Service of the Summons and complaint was made by me(I)	DATE	4/6/06
NAME OF SERVER (PJNT) BARRY EVELAND	TITLE	SPECIAL PROCESS SERVER
<i>Check one box below to indicate appropriate method of service</i>		
<input type="checkbox"/> Served personally upon the defendant. Place where served: _____  Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. <input type="checkbox"/> Name of person with whom the summons and complaint were left: _____ <input type="checkbox"/> Returned unexecuted: _____  <input checked="" type="checkbox"/> Other (specify): SERVED: TEVA PHARMACEUTICALS USA C/O THE CORPORATION TRUST CO AT 1209 ORANGE ST. WILMINGTON, DE COPIES THEREOF WERE ACCEPTED BY SCOTT LASCALA (PROCESS AGENT)		
<b>STATEMENT OF SERVICE FEES</b>		
TRAVEL	SERVICES	TOTAL
<b>DECLARATION OF SERVER</b>		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <p>Executed on <u>4/6/06</u> _____  Date</p> <p style="text-align: center;">   _____  Signature of Server  BRANDYWINE PROCESS SERVERS, LTD.  P.O. BOX 1360  WILMINGTON, DE 19899-1360  302- 475-2600 </p>		